IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SEVENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.3126 of 2003

Between:

1 Domalagundam Water Users Committee, rep.by Vadite Chandu Naik, Chairman, Domalagundam (V), Bollapalli (M), Guntur Dist.
2 Mannepalli Thanda (V) Water Users Committee, rep.by Dhumavatu Govinda Naik, Chairman, Mannepalli (V), Bollapalli (M), Guntur Dist.
3 Mannepalli Thanda Water Users Committee, rep.by Dhumavathu Bal Naik, Chairman, Mannepalli (V), Bollapalli (M), Guntur Dist.
4 Gangupalli (V) Water Users Committee rep.by Bhagavathi Dhanajay Naik, Chairman, Bollapalli (M), Guntur Dist.
5 Guntapalli (V) Water Users Committee rep.by Dadi Chennayya, Chairman, Bollapalli (M), Guntur Dist.
6 Palukuru (V) Water Users Committee rep.by Banka Yellaiah, Chairman, Bollapalli (M), Guntur Dist.
7 Kandrika (V) Water Users Committee rep.by Khayagogula Chinna Venkateswarlu, Chairman, Bollapalli (M), Guntur Dist.
8 Kandrika (V) Water Users Committee rep.by Rachamalu Kondalu, Chairman, Bollapalli (M), Guntur Dist.
9 Gandiganumala (V) Water Users Committee rep.by Vadithi Vaga Naik, Chairman, Bollapalli (M), Guntur Dist.
10 Mathukumalli (V) Water Users Committee rep.by Papasani Chelamaiah, Chairman, Salvapuram (M), Guntur Dist.
11 Vinukonda (V) Water Users Committee rep.by Mukku Peri Reddy, Chairman, Vinukonda, Guntur Dist.
12 Thimmayapalem (V) Water Users Committee rep.by Pallapu Venkateswarlu, Chairman, Vinukonda, Guntur Dist.
13 Perlapadu (V) Water Users Committee rep.by Gandham Srinivas Reddy, Chairman, Bollapalli, Guntur Dist.
14 Gundapalli (V) Water Users Committee rep.by Abburi Yogayya, Chairman, Eepuru (M), Guntur Dist.
15 Chintala Cheruvu (V) Water Users Committee rep.by S.V. Appa Rao, Chairman, Nugendla, Guntur Dist.
16 Gundapalli (V) Water Users Committee rep.by Kasaragadda Laxmi Narayana, Chairman, Eepuru (M), Guntur Dist.

17 Appa Puram (V) Water Users Committee rep.by Nakka Veera Reddy, Chairman, Nujendla, Guntur Dist.
18 Vinukonda (V) Water Users Committee rep.by Munagapadu China Venkateswarlu, Chairman, Vinukonda (M), Guntur Dist.
19 Vinukonda (V) Water Users Committee rep.by Gandham Subba Rao, Chairman, Vinukonda (M), Guntur Dist.
20 Vinukonda (V) Water Users Committee rep.by Marri Nagendra Rao, Chairman, Vinukonda (M), Guntur Dist.
21 Vinukonda (V) Water Users Committee rep.by Anna Subba Rao, Chairman, Vinukonda (M), Guntur Dist.
22 Nagireddipalli (V) Water Users Committee rep.by L. Govindu, Chairman, Nujendla (M), Guntur Dist.
23 Pedakancherla (V) Water Users Committee rep.by M.Venkateswarlu, Chairman, Vinukonda, Guntur Dist.
24 Vinukonda (V) Water Users Committee rep.by L. Sailaja, Chairman, Maheswari Mahila Dwakra Goup, Vinukonda (M), Guntur Dist.
25 Vinukonda (V) Water Users Committee rep.by K. Parvathi, Chairman, Parvathi Mahila Dwakra Group, Vinukonda (M), Guntur Dist.
26 Perlawada (V) Water Users Committee rep.by M.Mannepalli, Chairman, Bollapuram (M), Guntur Dist.

...PETITIONERS

AND

1. Govt. of Andhra Pradesh, rep.by Commissioner for Relief &

   Ex-officio Secretary to Govt. Revenue (Relief) Dept., Secretariat, Hyderabad.

2. The Executive Engineer, Panchayat Raj Division, Narsaraopet, Guntur Dist.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction especially one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in fixing the rate per Kg. of Rice at Rs.6.80 Ps. instead of Rs.5.65 Ps. as fixed by the 1st Respondent in Govt. Memo No.43851/RIL/II/2001-3 dated 20.09.2001 as illegal, intentional, malafide, arbitrary and without any authority and consequently direct the 2nd respondent to deduct the cost of the Rice at Rs.5.65 Ps. as per the guidelines.

Counsel for the Petitioners: Ms.K.Pallavi, Advocate representing MR.K.V.BHANU PRASAD, Advocate.

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT.

The Court made the following:

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ORDER:

Though the interlocutory applications are listed before this Court, Ms.K.Pallavi, learned counsel representing Sri K.V.Bhanu Prasad, learned counsel for the petitioners submits that the Writ Petition has become infructuous. The Writ Petition is accordingly dismissed.

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(V.V.S.RAO, J)

27th August 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Commissioner for Relief & Ex-Officio Secretary to Government, Government of Andhra Pradesh, Revenue (Relief) Dept., Secretariat, Hyderabad.

2. The Executive Engineer, Panchayat Raj Division, Narsaraopet, Guntur Dist.

3. Two CCs to G.P. for Panchayat Raj & Rural Development, High Court Buildings, Hyderabad (OUT).

4. Two CD copies.